

(Rev. 09/2007) Complaint Under The Civil Rights Act, 42 U.S.C. § 1983

**UNITED STATES DISTRICT COURT
Southern District of Florida**

Case Number: _____

BRANDON WHEAT

(Enter the full name of the plaintiff in this action)

v.

SHERIFF RIC BRADSHAW

(Above, enter the full name of the defendant(s) in this action)

FILED BY <u>MC</u> D.C.
DEC 28 2023
ANGELA E. NOBLE CLERK U.S. DIST. CT. S. D. OF FLA. - MIAMI

A COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

Instructions for Filing:

This packet includes four copies of the complaint form and two copies of the Application to Proceed without Prepayment of Fees and Affidavit. To start an action you must file an original and one copy of your complaint for the court and one copy for each defendant you name. For example, if you name two defendants, you must file the original and three copies of the complaint (a total of four) with the court. You should also keep an additional copy of the complaint for your own records. All copies of the complaint must be identical to the original.

Your complaint must be legibly handwritten or typewritten. Please do not use pencil to complete these forms. The plaintiff must sign and swear to the complaint. If you need additional space to answer a question, use an additional blank page.

Your complaint can be brought in this court only if one or more of the named defendants is located within this district. Further, it is necessary for you to file a separate complaint for each claim that you have unless they are all related to the same incident or issue.

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There is a filing fee of \$350.00 for this complaint to be filed. If you are unable to pay the filing fee and service costs for this action, you may petition the court to proceed in forma pauperis.

Two blank Applications to Proceed without Prepayment of Fees and Affidavit for this purpose are included in this packet. Both should be completed and filed with your complaint.

You will note that you are required to give facts. THIS COMPLAINT SHOULD NOT CONTAIN LEGAL ARGUMENTS OR CITATIONS.

When these forms are completed, mail the original and the copies to the Clerk's Office of the United States District Court, Southern District of Florida, 400 North Miami Avenue, Room 8N09, Miami, Florida 33128-7788.

I. Parties

In Item A below, place your name in the first blank and place your present address in the third blank.

A. Name of plaintiff: BRANDON WHEAT
Inmate #: 0542568
Address: 3228 GUN CLUB ROAD
WEST PALM BEACH, FL 33406

In Item B below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use Item C for the names, positions, and places of employment for any additional defendants.

B. Defendant: RIC BRADSHAW
is employed as SHERIFF
at PAIM BEACH COUNTY SHERIFF OFFICE

C. Additional Defendants: _____

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II. Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places.

Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach an additional blank page if necessary.

UNSAFE and DANGEROUS INMATE HOUSING
CONDITION, THERE IS MOLD GROWTH IN
MY INMATE CELL HOUSING. I HAVE
ASTHMA and HAVE LUNG CONDITIONS
and I HAVE BEEN WAKING UP
GASPING FOR AIR due to CLOGGED
AIR-VENTS WHICH MAKES THE ROOM STUFFY
WITH UNCLEAN MOLD SMELL IN THE AIR.
I TRULY WORRY ABOUT living in this environment
it is VERY HAZEROUS FOR MY HEALTH
CONDITION. SO AT this time I ASK THAT
the COURTS ORDER "RIC BRADSHAW" P.B.S.O
He is the SHERIFF TO TRANSFER ME TO ANOTHER
LOCAL JAIL UNTIL the MOLD CONDITION IS ADDRESSED.

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I ASK to Be TRANSFERED TO MARTIN
COUNTY JAIL IN Stuart, Florida

III. Relief

State briefly exactly what you want the court do to do for you. Make no legal arguments. Cite no cases or statutes.

I ASK that the Court understand that
I HAVE A LONG Condition and ON
TOP OF THAT I HAVE ASTHMA. BEING
Here IN PALM BEACH COUNTY JAIL WHERE
the Mold Condition is extremely BAD
is MAKING MY Health Decline and
Feel that it would Be NEGLIGENCE
IF I'M NOT TRANSFER TO A
SAFER Facility until I DISCHARGE.

IV. Jury Demand

Do you demand a jury trial? ☐ Yes ☒ No

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Signed this 20 day of December, 2023

Brandon Wheat
(Signature of Plaintiff)

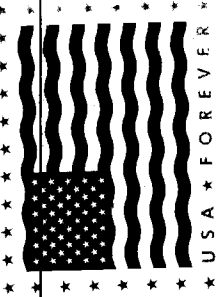
I declare under penalty of perjury that the foregoing is true and correct. (optional)

Executed on: 12-20-23

Brandon Wheat
(Signature of Plaintiff)

BRANDON WHEAT #0542568
3228 Gun Club Road
West Palm Beach, FL 33406

United States District Court
Southern District of Florida
400 North Miami Avenue, Room 8N09,
Miami, Florida 33128



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